

RESOLUTION NO. 04-019

RESOLUTION BY THE CITIZENS' INDEPENDENT  
TRANSPORTATION TRUST (CITT)  
RECOMMENDING TO THE BOARD OF COUNTY  
COMMISSIONERS (BCC) THAT THE  
NEIGHBORHOOD IMPROVEMENTS SECTION IN  
EXHIBIT 1 OF THE PEOPLE'S TRANSPORTATION  
PLAN BE AMENDED TO INCLUDE ROADWAY  
SIGNAGE, ROADWAY LIGHTING, PAVEMENT  
MARKINGS, AND TRAFFIC CALMING AND  
AMEND THE PEOPLE'S TRANSPORTATION PLAN  
ACCORDINGLY

**WHEREAS**, on November 5, 2002, the voters of Miami-Dade County approved a  
one-half percent surtax to fund the implementation of the People's Transportation Plan (PTP);  
and

**WHEREAS**, Ordinance 02-116, included Exhibit 1 – Neighborhood Improvements at a  
cost of \$167 million; and

**WHEREAS**, the CITT is empowered to recommend to the Board of County  
Commissioners amendments to the PTP; and

**WHEREAS**, the CITT desires to accomplish the purposes outlined in the  
accompanying OCITT Executive Director's memorandum, a copy of which is incorporated  
herein by reference,

**NOW, THEREFORE, BE IT RESOLVED BY THE CITIZENS' INDEPENDENT  
TRANSPORTATION TRUST**, that the CITT recommends to the Board of County  
Commissioners that the Neighborhood Improvements Section in Exhibit I of the PTP be  
amended to include roadway signage, roadway lighting, pavement markings, and  
traffic calming, and amend the PTP accordingly.

The foregoing resolution was offered by Miles Moss who moved its adoption. The motion was seconded by Franklin Kelly and upon being put to a vote, the vote was as follows:

Honorable John Cosgrove, Chairperson	Aye		
Marc A. Buoniconti, Vice Chairperson	Aye		
Honorable Mike Abrams	Aye	Yolanda Aguilar	Absent
Harold Braynon, Jr.	Aye	Lt. Col Antonio Colmenares	Absent
Henry Lee Givens	Absent	Franklin Kelly	Aye
Thamara Labrousse	Absent	Herminio Lorenzo	Aye
Honorable Luis Morse	Absent	Miles Moss	Aye
Honorable James Reeder	Aye	Rev. Theodore Wilde	Nay

The Chairperson thereupon declared the resolution duly passed and adopted this 31st day of March 2004.

CITIZENS' INDEPENDENT  
TRANSPORTATION TRUST

Approved by County Attorney as  
to form and legal sufficiency B.I.

By:   
Executive Director

**Office of the  
Citizens' Independent  
Transportation Trust**

# Memo

**To:** Hon. Chair and Members, CITT  
**From:** Hilda M. Fernandez, Executive Director  
**Date:** March 24, 2004  
**Re:** PTP Amendment – Neighborhood Improvement Section

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**RECOMMENDATION:**

It is recommended that the Citizens' Independent Transportation Trust (CITT) recommend to the Board of County Commissioners (BCC) an amendment to the People's Transportation Plan (PTP) to add "roadway signage, roadway lighting, pavement markings and traffic calming" to the Neighborhood Improvements section of Exhibit 1 of the PTP, with the understanding that the level non-PTP funding for these activities will continue at or near current funding levels.

**BACKGROUND:**

On December 17, 2003, the CITT approved the Public Works Department's (PWD) Two-Year Plan for the PTP, detailing the activities proposed for implementation in the next 24 months. At that time, the PWD included certain activities under the "Neighborhood Improvements" category, including a proposed expenditure budget for those activities. On February 12, 2004, the CITT's Budget and Finance Committee was asked to consider a modification to the funding allocated under Neighborhood Improvements to permit the purchase of capital equipment to facilitate the installation of street signs. Members raised concerns regarding the PWD's request to accelerate the replacement and installation of street signs, as that activity is not listed in the PTP Neighborhood Improvements section. The item was deferred and forwarded to the Project Review Committee for their consideration.

Upon further review and discussion, it was determined that the replacement of street signs was not a listed activity under Neighborhood Improvements as a "stand alone" activity (an activity not done in conjunction with a roadway improvement). The replacement and installation of street signs in the course of road resurfacing or expansion of projects is permissible under the current Exhibit 1 of the PTP Ordinance. A legal opinion from the County Attorney's office was solicited to confirm whether or not this activity is eligible as a "stand alone" activity under the PTP as currently written and, further, whether this is an activity eligible under the applicable state statute to be funded with transit surtax proceeds. It was opined by the County Attorney's Office that under the applicable state statute, roadway signage, roadway lighting, pavement markings and traffic calming devices are acceptable uses, which may be funded by the Surtax. However, none of those items

are included in the current version of the PTP. As such, to perform those activities with PTP funding, an amendment to the PTP is necessary and requires requisite review and approval by the CITT and the Board of County Commissioners (see Attachment A).

The PWD submitted for CITT review and consideration an agenda item requesting that the CITT recommend to the BCC an amendment to the PTP to include roadway signage, roadway lighting, payment markings, traffic calming and ADA sidewalk improvements. Based on the County Attorney's opinion, pursuant to state statute, ADA Sidewalk improvements (not related to an MDT bus stop) may only be performed as part of a road project. Based on this legal opinion, PWD modified their request for an amendment to exclude "ADA Sidewalk Improvements" from the listing of stand-alone activities. As such, the proposed amendment under the Neighborhood Improvements section of Exhibit 1 of the PTP would be as follows:

"Such improvements also include replacement/repair of sidewalks, repair/installation of drainage, landscape beautification (including community enhancements), roadway signage, roadway lighting, pavement markings and traffic calming related to the development, construction, operation or maintenance of road and bridges in the county or to the expansion, operation or maintenance of bus and fixed guideway systems."

OCITT staff reviewed the PWD's proposal and submitted a list of questions related to current and past levels of funding for these activities (Attachments B and C). Of particular concern was the level of non-PTP funding currently and previously allocated to PWD for these activities. Because the intent of the PTP is to supplement activities that further improve traffic mobility, staff recommends approval of a recommendation to the BCC to amend the PTP to permit these stand-alone activities, with the understanding that the same level of non-PTP funding support for these activities will continue. At our request, the PWD provided information on current levels of service and funding for these activities. As you will note, there continues to be non-PTP funding in these areas (Attachment D). To that extent, it was requested that PWD provide non-PTP funding level and project completion information on an annual basis in order to obtain further approval of PTP funding for these activities.

As always, please feel free to contact us if additional information is required.

cc: Hon. John Cosgrove, Chair  
Carlos F. Bonzon, Ph.D., P.E., Surface Transportation Manager  
Bruce Libhaber, CAO

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CITIZENS' INDEPENDENT 2  
TRANSPORTATION TRUST

Approved by County Attorney as  
to form and legal sufficiency B.I.

By: William M. Hernandez  
Executive Director

**Office of the  
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